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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WASHINGTON

In re	Chapter 11
EASTERDAY RANCHES, INC., <i>et al.</i>	Lead Case No. 21-00141-WLH11
Debtors. ¹	Jointly Administered
EASTERDAY RANCHES, INC., and EASTERDAY FARMS,	Adv. Proc. No. 21-80044-WLH
Plaintiffs,	EX PARTE STIPULATED MOTION TO
vs.	EXTEND CERTAIN DEADLINES
RABO AGRIFINANCE LLC,	
Defendant.	

¹ The Debtors along with their case numbers are as follows: Easterday Ranches, Inc., (21-00141-WLH11) and Easterday Farms, a Washington general partnership (21-00176-WLH11).

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1 Easterday Ranches, Inc. (“Ranches”) and Easterday Farms (“Farms”), the debtors
2 and debtors in possession and plaintiffs in the above-captioned adversary proceeding
3 (the “Debtors”), and Rabo Agrifinance LLC (“Rabo,” and together with the Debtors,
4 the “Parties”), the defendant herein, jointly move the court on an *ex parte* basis (the
5 “Motion”), pursuant to 11 U.S.C. § 105(a) and Federal Rule of Bankruptcy Procedure
6 9006(b), for entry of an order extending certain deadlines in the above-captioned
7 adversary proceeding (the “Adversary Proceeding”).

8 This Adversary Proceeding was commenced on June 28, 2021, upon the filing of
9 the Debtors’ Complaint. *See* Docket No. 1 (the “Complaint”). The Complaint generally
10 seeks injunctive relief prohibiting Rabo from undertaking or pursuing collection efforts
11 against the Easterday Partners (as defined in the Complaint) through and including the
12 effective date of a plan, including by way of the Rabo Action (as defined in the
13 Complaint), which is being actively pursued against the Partners.

14 Contemporaneously with the filing of the Complaint, the Debtors filed their
15 *Motion for a Temporary Restraining Order and Preliminary Injunction* [Docket No. 2]
16 (the “TRO Motion”), together with a *Memorandum of Law* [Docket No. 3] and
17 *Declaration of T. Scott Avila* [Docket No. 4] in support of the TRO Motion. The TRO
18 Motion was initially set for hearing on July 2, 2021 (the “Hearing”). *See Notice of*
19 *Hearing*, Docket No. 5. Rabo appeared in this Adversary Proceeding through counsel,
20 who in turn acknowledged service of the Summons and Complaint on behalf of Rabo.
21 *See Acknowledgement of Service*, Docket No. 11. The Parties conferred and agreed to
22 continue the Hearing to July 21, 2021 at 2:00 p.m. On July 21, 2021, the court entered
23 a stipulated, *ex parte* motion extending certain response deadlines and the time of the
24 Hearing. In addition, the court continued a scheduling conference in this proceeding to
25 be held at the same time (“Scheduling Conference”).

26
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1 The Parties have continued to actively communicate and now desire to further
2 continue the Hearing on the TRO Motion as well as extend other deadlines related to
3 the TRO Motion and this Adversary Proceeding. Specifically, the Parties agree as
4 follows:

5 1. The Hearing on the TRO Motion shall be continued to September 15, 2021
6 at 11:00 a.m. The Scheduling Conference shall be continued to the same time as the
7 Hearing.

8 2. The deadline for Rabo to file a written response or objection to the TRO
9 motion shall be extended to September 7, 2021.

10 3. The deadline for Rabo to file an answer or other responsive pleading to the
11 Complaint shall be extended to September 17, 2021.

12 4. The deadline for the Easterday Partners and any other defendant in the
13 Rabo Action to file an answer or responsive pleading in the Rabo Action shall be
14 extended September 17, 2021.²

15 WHEREFORE, the Parties jointly request the court enter an order, substantially
16 in the form submitted herewith, extending those certain deadlines as set forth above and
17 granting such other and further relief as may be just and proper under the circumstances.

18 DATED: August 16, 2021 BUSH KORNFELD LLP

19 /s/ Thomas A. Buford, III

20 THOMAS A. BUFORD, III (WSBA 52969)
21 BUSH KORNFELD LLP

22 RICHARD M. PACHULSKI (*Admitted Pro Hac Vice*)
23 JEFFREY W. DULBERG (*Admitted Pro Hac Vice*)
24 JASON H. ROSELL (*Admitted Pro Hac Vice*)
25 PACHULSKI STANG ZIEHL & JONES LLP

26 ² The Parties shall separately seek relief for this specific provision in the Rabo Action, and
27 inclusion herein is for informational purposes only to evidence such agreement.

Attorneys for Plaintiffs and Debtors and Debtors in Possession

DATED: August 16, 2021

DAVIDSON BACKMAN MEDEIROS P.L.L.C.

/s/ BRUCE K. MEDEIROS

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Attorneys for Defendant Rabo Agrifinance LLC

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